



Please type a plus sign (+) inside this box →



PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/707,491	
	Filing Date	December 17, 2003	
	First Named Inventor	JONES, Emerson P.	
	Group Art Unit	3622	
	Examiner Name	Not yet assigned	
Total Number of Pages in This Submission	707	Attorney Docket Number	G08.069

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Supplemental Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Form PTO-1449, 25 cited references, and Acknowledgement Postcard.
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Kurt M. Maschoff
Signature	
Date	May 4, 2004

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: May 4, 2004			
Type or printed name	Edith Martin		
Signature		Date	May 4, 2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: JONES et al.

Application Serial No.: 10/707,491

Filing Date: December 17, 2003

For: METHOD AND APPARATUS FOR
CONDUCTING HYBRID
TRANSACTIONS

)
)
) Group Art Unit: 3622

) Examiner: Not yet assigned

) Attorney Docket No.: G08.069

) Buckley, Maschoff & Talwalkar LLC
) Five Elm Street
) New Canaan, CT 06840
) (203) 972-0006
)
)
)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants submit herewith patents, publications or other information of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a thorough search has been made, an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists. Nor shall the filing of this information disclosure statement be construed as an admission against interest in any manner.

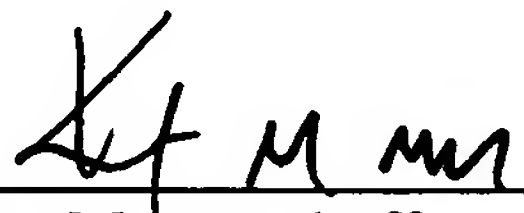
This Information Disclosure Statement is filed in accordance with 37 CFR §§1.56, 1.97 and 1.98. The items listed on the accompanying Form PTO-1449 may be deemed to be pertinent

to the above-identified application and are made of record to assist the Patent and Trademark Office in its examination of this application. The Examiner is respectfully requested to fully consider the items listed on the enclosed copy of Form PTO-1449 and to independently ascertain their teaching.

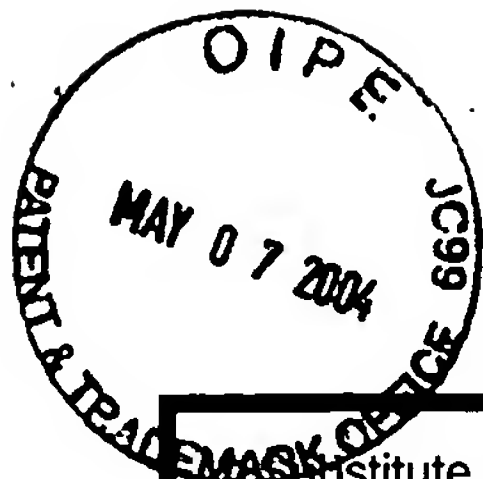
No fee is believed to be due under 37 CFR §1.17(p) for this Information Disclosure Statement since its being filed before the mailing date of first office action on the merits.

Respectfully submitted,

May 4, 2004
Date



Kurt M. Maschoff
Registration No. 38,235
Buckley, Maschoff & Talwalkar LLC
Five Elm Street
New Canaan, CT 06840
(203) 972-0081



SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Application Number	10/707,491
				Filing Date	December 17, 2003
				First Named Inventor	JONES, Emerson P.
				Group Art Unit	3622
				Examiner Name	Not yet assigned
Sheet	1	of	3	Attorney Docket Number	G08.069

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	1	ABN-AMRO HYPA, "...an equity-linked financial product available to Australian inventors", 4pgs.	
	2	Capkun, Vedran and Kraft, Pepa, Master Thesis, "An Exploration of Exchangeable Bonds in Europe", University of Lausanne/HEC, Master of Science in Banking and Finance, 49pgs.	
	3	Shin, Soonkyu, "A Note on Mandatory Convertible Securities", May 13, 2003, Brown Brothers Harriman, Insurance Asset Management, 5pgs.	
	4	Nyborg, Kjell G., "Convertible Debt as Delayed Equity: Forced versus Voluntary Conversion and the Information Role of Call Policy", Journal of Financial Intermediation 4, (1995), London Business School, London NW1 4SA, UK, ISSN:1042-9573, pp. 358-395.	
	5	Star, Marlene Givant, "Racy Models Enter Convertibles Market", Pensions & Investments, 23 (21), October 16, 1995, ISSN: 1050-4974, Crain Communications Inc., 3pgs.	
	6	Chidambaran, N.K., Fernando, Chitru S., and Spindt, Paul A., "Credit Enhancement Through Targeted Risk Management: Freeport-McMoRan's Gold-Denominated Depositary Shares", October 1998, 36pgs.	
	7	Hawthorne, Bruce N., Graham, John L., and Schubert, Elizabeth M., "Equity Derivatives", King & Spalding, September 2001, 16pgs.	
	8	"FIN-622 Financial Engineering from a Corporate Perspective - A Primer on Debt Securities with Embedded Options: The Case of Warrants and Convertibles", 9pgs.	
	9	Gentry, William M. and Schizer, David M., "Fractions and Tax-Motivated Hedging: An Empirical Exploration of Publicly-Traded Exchangeable Securities", September 2002, 54pgs.	

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.
¹Unique citation designation number. ²Applicant is to place a check mark here if English language Translation is attached.

Substitute for form 1449A/PTO SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Complete if Known	
				Application Number	10/707,491
				Filing Date	December 17, 2003
				First Named Inventor	JONES, Emerson P.
				Group Art Unit	3622
				Examiner Name	Not yet assigned
Sheet	2	of	3	Attorney Docket Number	G08.069

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.		T ²
	10	Doherty, Neil A., & Harrington, Scott E., "Investment Incentives, Bankruptcies and Reverse Convertible Debt", March, 1995, Wharton School, University of Pennsylvania, 35pgs.		
	11	Craig M. Lewis, Richard J. Rogalski, and James K. Seward, "Is Convertible Debt a Substitute for Straight Debt or for Common Equity?", August 1999, 43pgs.		
	12	Metcalf, Steve, Article - "The Mandatory Misconception", Euroweek, April 25, 2003, Issue 800, p23, 1p, 5pgs.		
	13	Doherty, Neil A., "Creating Value Through Managing Corporate Risk: Insurance, Financial Products and Financial Strategies", 22pgs.		
	14	Flannery, Mark J., "No Pain, No Gain? Effecting Market Discipline via "Reverse Convertible Debentures"", November 2002, Graduate School of Business Administration, University of Florida, 32pgs.		
	15	Sherwood, Robert J. and Walter, S. Lee, "A Review and Comparison of Investment Methods for New Business Ventures", A White Paper, ©2002 Berberick Sherwood & Associates, 26pgs.		
	16	Boczar, Thomas J., Esq., "Conceptualizing & Implementing A Stock Concentration Risk Management Program", [online] Twenty-First Securities Corporation, Trusts & Investments, November/December 1998, [retrieved on 2004-02-04]. 7pgs.		
	17	"Lecture 10: Structured Notes and Hybrid Securities", Structured Finance & ART (Culp), Bus351152-81, Autumn 2003, 26pgs.		
	18	Brennan, Michael J. and Schwartz, Eduardo S., "The Case for Convertibles", Journal of Applied Corporate Finance, University of California, pp. 55-64.		

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Unique citation designation number. ²Applicant is to place a check mark here if English language Translation is attached.

Substitute for form 1449A/PTO SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Complete if Known	
				Application Number	10/707,491
				Filing Date	December 17, 2003
				First Named Inventor	JONES, Emerson P.
				Group Art Unit	3622
				Examiner Name	Not yet assigned
Sheet	3	of	3	Attorney Docket Number	G08.069

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	19	McConnell, John J. and Schwartz, Eduardo S., "The Origin of LYONs: A Case Study in Financial Innovation", Continental Bank, Journal of Applied Corporate Finance, pp. 40-47.	
	20	Kang, Jun-Koo, Lee, Yul W., "The Pricing of Convertible Debt Offerings", Journal of Financial Economics, 41 (1996), SSDI:0304-405X, © 1996 Elsevier Science S.A., pp. 231-248.	
	21	"Why Issue Mandatory Convertibles? Theory and Empirical Evidence", February 2003, 59pgs.	
	22	Nelken, Lizzy, Handbook of Hybrid Instruments: "Convertible Bonds, Preferred Shares, Lyons, ELKS, DECS and other Mandatory Convertible Notes", John Wiley & Sons, Ltd., 2000, 80pgs.	
	23	Chen, Andrew H.Y., Chen, K.C. and Howell, Scott, "An Analysis of Dividend Enhanced Convertible Stocks", International Review of Economics and Finance, Vol. 8, 1999, pp. 327-338.	
	24	Das, Satyajit, "Structured Products & Hybrid Securities", John Wiley & Sons (Asia) Pte Ltd., 2001, pp. 401-508.	
	25	Arzac, R. Enrique, "PERCS, DECS, and Other Mandatory Convertibles", Bank of America, Journal of Applied Corporate Finance, Vol. 10, 1, 1997, pp. 54-63.	

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Unique citation designation number. ²Applicant is to place a check mark here if English language Translation is attached.